

IN THE UNITED STATES BANKRUPTCY COURT
FOR THE SOUTHERN DISTRICT OF GEORGIA
SAVANNAH DIVISION

IN RE:)	
)	
W. EARL WILLIAMS,)	CHAPTER 11 BANKRUPTCY
ANN T. WILLIAMS,)	CASE NO. 91-50583
)	
DEBTORS)	

ORDER

The Debtors in this case have made three Applications to Sell Property of the Estate. The Chapter 11 Plan was confirmed on April 6, 1993. The applications were filed on January 18, 1994. Notice of the application was issued by the Court on February 28, 1994. No objections were received from any creditor or party at interest.

The Debtors propose to sell this property free and clear of liens. The liens against the property exceed its value. The proceeds from the sale will not be sufficient to pay all lien claimants. There is no indication that lien claimants have consented to the sale. This undertaking was made as a contested matter and not as an adversary proceeding.

It does not appear to the Court that a sale such as the Debtors propose here can be accomplished without either consent or an order obtained in the context of an adversary proceeding.

Accordingly, the Debtors' motion is DENIED.

SO ORDERED this ____ day of April, 1994.

JAMES D. WALKER, JR., Judge

United States Bankruptcy Court
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